

THE HONORABLE STANLEY A. BASTIAN

Mark P. Walters, WSBA No. 30819  
LOWE GRAHAM JONES PLLC  
1325 Fourth Avenue, Suite 1130  
Seattle, Washington 98101  
T: 206.381.3300  
F: 206.381.3301  
[walters@lowegrahamjones.com](mailto:walters@lowegrahamjones.com)

*Attorneys for Defendant Monson Fruit Company, Inc.*

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF WASHINGTON

HER MAJESTY THE QUEEN IN RIGHT  
OF CANADA AS REPRESENTED BY  
THE MINISTER OF AGRICULTURE  
AND AGRI-FOOD. a Canadian  
governmental authority,

Plaintiff,

VAN WELL NURSERY, INC. a  
Washington Corporation, MONSON  
FRUIT COMPANY, INC., a Washington  
Corporation, GORDON GOODWIN, an  
individual, and SALLY GOODWIN, an  
individual

Defendants.

VAN WELL NURSERY, INC., a  
Washington Corporation, MONSON  
FRUIT COMPANY, INC., a Washington  
Corporation, GORDON GOODWIN, an  
individual, and SALLY GOODWIN, an  
individual,

,

No. 2:20-CV-00181-SAB

**PRAECIPE** RE: REPLY IN  
SUPPORT OF  
DEFENDANTS/COUNTER-  
PLAINTIFFS' MOTION FOR  
SUMMARY JUDGMENT'S REPLY  
STATEMENT OF MATERIAL  
FACTS NOT IN DISPUTE.

**PRAECIPE RE: REPLY IN SUPPORT OF DEFENDANTS/COUNTER-  
PLAINTIFFS' MOTION FOR SUMMARY JUDGMENT'S REPLY  
STATEMENT OF MATERIAL FACTS NOT IN DISPUTE.**

Counter-Plaintiffs,

HER MAJESTY THE QUEEN IN RIGHT  
OF CANADA AS REPRESENTED BY  
THE MINISTER OF AGRICULTURE  
AND AGRI-FOOD, a Canadian  
governmental authority, and  
SUMMERLAND VARIETIES  
CORPORATION, a Canadian  
Corporation,

Counter-Defendants.

Defendants, Van Well Nursery, Inc., Monson Fruit Company, Inc., and  
Gordon/Sally Goodwin hereby file this praecipe to correct their Reply in Support of  
Defendants/Counter-Plaintiffs' Motion for Summary Judgement's (ECF No. 265.)

Due to an oversight, Defendants did not file a Local Rule 56(c)(1)(C) "Reply  
Statement of Material Facts Not in Dispute" along with their Reply. Thus, a Reply  
Statement of Material Facts Not in Dispute is being filed and served  
contemporaneously herewith.

DATED this 13th day of September 2022.

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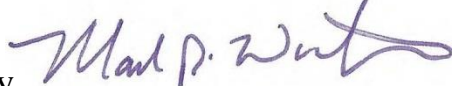
PRAECIPE RE: REPLY IN SUPPORT OF DEFENDANTS/COUNTER-  
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- 2

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Seattle, Washington 98101  
206.381.3300 • F: 206.381.3301

LOWE GRAHAM JONES PLLC

By   
Mark P. Walters, WSBA No. 30819  
Mitchell D. West, WSBA No. 53103  
[walters@lowegrahamjones.com](mailto:walters@lowegrahamjones.com)  
[west@lowegrahamjones.com](mailto:west@lowegrahamjones.com)  
1325 Fourth Avenue, Suite 1130  
Seattle, WA 98101  
Telephone: (206) 381-3300

Attorneys for Defendant Monson Fruit  
Company, Inc.

/s/ Quentin D. Batjer  
DAVIS, ARNEIL LAW FIRM, LLP  
617 Washington Street  
Wenatchee, WA 98801  
Tel: (509) 662-3551  
[quentin@dadkp.com](mailto:quentin@dadkp.com)

/s/ Kent Doll  
Kent N. Doll, Jr., WSBA 40549  
Feltman Ewing, P.S.  
421 W. Riverside Ave., Suite 1600  
Spokane, WA, 99201  
[kentd@feltmanewing.com](mailto:kentd@feltmanewing.com)

Tim Billick, WSBA No. 46690  
TBILLICK LAW PLLC  
600 1<sup>st</sup> Ave  
Seattle, WA 98104  
Tel: (206) 494-0020  
[tim@tbillicklaw.com](mailto:tim@tbillicklaw.com)  
Attorneys for Defendants Van Well  
Nursery, Inc., Gordan and Sally  
Goodwin

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CERTIFICATE OF SERVICE

I certify that on September 13, 2022, a copy of this pleading was filed electronically with the Clerk of the Court using the CM/ECF system. Notice of this filing will be sent to all counsel of record via the court's electronic filing system.

/s/ Mitchell West  
Mitchell West, Attorney

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